

108TH CONGRESS  
1ST SESSION

# H. R. 456

To amend title 18 of the United States Code to provide life imprisonment  
for repeat offenders who commit sex offenses against children.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 29, 2003

Mr. GREEN of Wisconsin introduced the following bill; which was referred to  
the Committee on the Judiciary

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## A BILL

To amend title 18 of the United States Code to provide  
life imprisonment for repeat offenders who commit sex  
offenses against children.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Two Strikes and  
5       You’re Out Comprehensive Consequences for Child Mo-  
6       lesters Act”.

1 **SEC. 2. MANDATORY LIFE IMPRISONMENT FOR REPEAT**  
2 **SEX OFFENDERS AGAINST CHILDREN.**

3 Section 3559 of title 18, United States Code, is  
4 amended by adding at the end the following new sub-  
5 section:

6 “(e) MANDATORY LIFE IMPRISONMENT FOR RE-  
7 PEATED SEX OFFENSES AGAINST CHILDREN.—

8 “(1) IN GENERAL.—A person who is convicted  
9 of a Federal sex offense in which a minor is the vic-  
10 tim shall be sentenced to life imprisonment if the  
11 person has a prior sex conviction in which a minor  
12 was the victim, unless the sentence of death is im-  
13 posed.

14 “(2) DEFINITIONS.—For the purposes of this  
15 subsection—

16 “(A) the term ‘Federal sex offense’  
17 means—

18 “(i) an offense under section 2241  
19 (relating to aggravated sexual abuse),  
20 2242 (relating to sexual abuse), 2243(a)  
21 (relating to sexual abuse of a minor),  
22 2244(a)(1) or (2) (relating to abusive sex-  
23 ual contact), 2245 (relating to sexual  
24 abuse resulting in death), or 2251A (relat-  
25 ing to selling or buying of children); or

1 “(ii) an offense under section 2423(a)  
2 (relating to transportation of minors) in-  
3 volving prostitution or sexual activity con-  
4 stituting a State sex offense;

5 “(B) the term ‘State sex offense’ means an  
6 offense under State law that consists of conduct  
7 that would be a Federal sex offense if, to the  
8 extent or in the manner specified in the applica-  
9 ble provision of this title—

10 “(i) the offense involved interstate or  
11 foreign commerce, or the use of the mails;  
12 or

13 “(ii) the conduct occurred in any com-  
14 monwealth, territory, or possession of the  
15 United States, within the special maritime  
16 and territorial jurisdiction of the United  
17 States, in a Federal prison, on any land or  
18 building owned by, leased to, or otherwise  
19 used by or under the control of the Gov-  
20 ernment of the United States, or in the In-  
21 dian country (as defined in section 1151);

22 “(C) the term ‘prior sex conviction’ means  
23 a conviction for which the sentence was imposed  
24 before the conduct occurred constituting the

1 subsequent Federal sex offense, and which was  
 2 for a Federal sex offense or a State sex offense;

3 “(D) the term ‘minor’ means an individual  
 4 who has not attained the age of 17 years; and

5 “(E) the term ‘State’ has the meaning  
 6 given that term in subsection (c)(2).”.

7 **SEC. 3. SUPERVISED RELEASE TERM FOR SEX OFFENDERS.**

8 Section 3583 of title 18, United States Code, is  
 9 amended by adding at the end the following:

10 “(k) SUPERVISED RELEASE TERMS FOR SEX OF-  
 11 FENDERS.—Notwithstanding subsection (b), the author-  
 12 ized term of supervised release for any offense under sec-  
 13 tion 1201 involving a victim who has not attained the age  
 14 of 18 years, and for any offense under chapter 109A, 110,  
 15 or 117 or section 1591, is any term of years or life.”.

16 **SEC. 4. CONFORMING AMENDMENT.**

17 Sections 2247 and 2426 of title 18, United States  
 18 Code, are each amended by inserting “, unless section  
 19 3559(e) applies” before the final period.

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